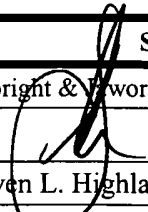


TRANSMITTAL FORM	Application Number:	10/526,354	
	Filing Date:	February 25, 2005	
	First Named Inventor:	Martin Beer	
	Art Unit:	Unknown	
	Examiner Name:	Unknown	
Total Number of Pages in this Submission : _____		Attorney Docket Number:	DEBE:049US
ENCLOSURES (check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> References _____ <input type="checkbox"/> Certified Copy of Priority Documents <input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Reply to Missing Parts/Requirements <input checked="" type="checkbox"/> Declaration(s) <u>1</u> <input checked="" type="checkbox"/> Copy of Notice of Missing Parts/Requirements	<input type="checkbox"/> Drawings(s) _____ <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Statement under 37 CFR §3.73(b) <input type="checkbox"/> Designation of Patent Practitioners <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) <input type="checkbox"/> Check in the amount of \$ <input checked="" type="checkbox"/> Authorized to be charged to deposit account if check insufficient or inadvertently omitted Deposit account number: <u>50-1212/DEBE:049US</u> <input type="checkbox"/> Sequence Statement <input type="checkbox"/> Paper Copy of Sequence Listing <input type="checkbox"/> Computer Readable Form (CRF) <input checked="" type="checkbox"/> Postcard <input type="checkbox"/> _____ <input type="checkbox"/> _____	Remarks:
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Fulbright & Jaworski L.L.P.	Customer Number	32425
Signature			
Printed Name	Steven L. Highlander	Reg. No.	37,642
Date	January 17, 2006		

EXPRESS MAIL MAILING LABEL	
NUMBER	EV 414867162 US
DATE OF DEPOSIT	January 17, 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Martin Beer *et al.*

Serial No.: 10/526,354

Filed: February 25, 2005

For: NON-HUMAN HERPESVIRUSES AS
VECTORS

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: DEBE:049US

EXPRESS MAIL MAILING LABEL	
NUMBER	EV 414867162 US
DATE OF DEPOSIT	January 17, 2006

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MS PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

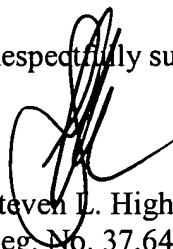
In response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), dated November 17, 2005, there are enclosed herewith:

- (a) Declaration executed on behalf of Martin Beer, Nikolaus Osterrieder, Jens Rudolph, Sascha Trapp, and Ralf Wagner;
- (b) A Power of Attorney on behalf of GENEART GMBH;
- (c) A Preliminary Amendment; and
- (d) A copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US).

An Assignment to GENEART GMBH and a check for \$40.00 are being filed under separate cover.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: January 17, 2006

Rec'd 17 JAN 2006



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 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO. 10/526,354	INVENTOR/APPLICANT FULBRIGHT & JAWORSKI L.L.P.	ATTY. DOCKET NO. DEBE:049US
Docketed <input checked="" type="checkbox"/> IP7 DOCKETING Beer Initials 1st <i>SLH</i> Initials 2nd <i>MR</i>		INTERNATIONAL APPLICATION NO. PCT/EP03/09689
32425 FULBRIGHT & JAWORSKI L.L.P. 600 CONGRESS AVE. SUITE 2400 AUSTIN, TX 78701		I.A. FILING DATE 09/01/2003
NOV 28 2005 Attorney <i>SLH</i> Docket No. <i>DEBE:049US</i> Action Req'd		PRIORITY DATE 08/30/2002 CONFIRMATION NO. 8965 371 FORMALITIES LETTER

OC000000017431441

Date Mailed: 11/17/2005

Missing Parts due 11/17/06. Final 6/17/06.

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/25/2005
- Copy of the International Search Report filed on 02/25/2005
- Preliminary Amendments filed on 02/25/2005
- U.S. Basic National Fees filed on 02/25/2005
- Priority Documents filed on 02/25/2005
- Specification filed on 02/25/2005
- Claims filed on 02/25/2005
- Abstracts filed on 02/25/2005
- Drawings filed on 02/25/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,354	PCT/EP03/09689	DEBE:049US

FORM PCT/DO/EO/905 (371 Formalities Notice)